IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
Appeal from Order No.696 of 2007.

M/s. Ramnik Dairy Farm ..Appellant

versus

Shri Morarji Hariram Thakker ..Respondent.

Ms. Madhuri Gosar for the Appellant

Shri Sanjeev Sawant i/b. M/s. Sanjeev Sawant & Associates for the respondent No.1.

Coram : S.R.Sathe, J.
Dated : 19th Oct., 2007

P.C.

1. Heard both the learned advocates. Without prejudice to the rights of the parties the defendants are directed not to use the open space, save and except for loading and unloading of the milk cans for two hours in the morning and two hours in the evening. Except this modification, in the order passed by the learned trial Judge, there is no need to pass any further order in the matter.

2. The trial Court is directed to dispose of the Notice of Motion according to law, on merits as expeditiously as possible and in any event by the end of 30.11.2007. The trial court should not get influenced by the observations made in this Order,

as the present order is not passed on merits and it is only on the basis of the statements made by the advocates.

(S.R.Sathe, J.)